

RECEIVED
CENTRAL FAX CENTER

MAY 09 2008

PTO/SS/21:01-08)

Approved for use through 05/31/2008. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

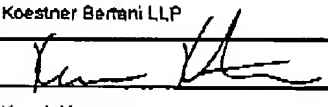
Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

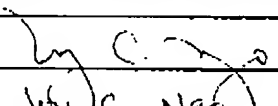
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10695.795
	Filing Date	October 30, 2003
	First Named Inventor	Walter M. Franklin III
	Art Unit	3644
	Examiner Name	Borefoot, Galen L
Total Number of Pages in This Submission	Attorney Docket Number	SAI.P021

RECEIVED

MAY 20 2008

OFFICE OF PETITIONS

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): -Notification of Loss of Entitlement to Small Entity Status and Payment of Additional Fee Due -Credit Card Charge Form
Remarks		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Koestner Bertani LLP	
Signature		
Printed name	Ken J. Koestner	
Date	May 9, 2008	Reg. No. 33004

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:	
Signature	
Typed or printed name	J. C. Ngo
Date	May 9, 2008

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER

MAY 09 2008

USPTO
ACCOUNT
DIVISIONIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2008 MAY 14 PM 5

Applicant(s): Walter M. Franklin III; John M. Morgenstern; Howard Lee;
Ken J. Hajic; John Scarcello; Alan E. Arslan

Assignee: Supersonic Aerospace International, LLC

Title: AIRCRAFT TAIL CONFIGURATION FOR SONIC BOOM
REDUCTION

Serial No.: 10/696,795 Filing Date: October 30, 2003

Examiner: Barefoot, Galen L Group Art Unit: 3644

Docket No.: SAI.P021 US KB Ref. No.: 1023.P021 US

Irvine, California
May 9, 2008

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

MAY 20 2008

OFFICE OF PETITIONS

**NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY
STATUS AND PAYMENT OF ADDITIONAL FEE DUE**

Dear Sir:

On October 30, 2003, Applicant, through its attorney, paid the filing fee and excess claim fees of \$468.00 for serial number 10/696,795. Applicant also paid the Issue Fee and Publication Fee of \$985.00 on October 12, 2004, 2004. Applicant mistakenly paid the filing fee, excess claim fee, issue fee and publication fee amounts for a small entity instead of a large entity. Applicant hereby notifies the PTO that it is no longer entitled to status as a small entity, and that the claim for small entity status is hereby withdrawn. The erroneous claim to small entity status was made in good faith, without any intent whatsoever to deceive or commit fraud on the Patent Office.

KOSTNER_BERTANI_LL.P

3192 MARTIN ST
SUITE 150
IRVINE, CA 92611
TEL (949) 231-0250
FAX (949) 231-0250

05/16/2008 DALLEN 00000035 10696795

01 FC:1461

1547.00 DP

-Page 1 of 2-

Serial No. 10/696,795

RECEIVED
CENTRAL FAX CENTER

MAY 09 2008

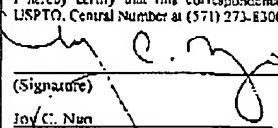
The following is an itemization of the deficiency payment:

Type of Fee	Date Paid	Number of Claims	Current Fee Amount For Non-Small Entity	Small Entity Fee Actually Paid	Deficiency Owed
Basic Filing Fee	10/30/2003	n/a	310.00	385.00	(\$ 75.00)
Search Fee	n/a	n/a	510.00	0.00	\$ 500.00
Examination Fee	n/a	n/a	210.00	0.00	\$ 200.00
Claims over 20	10/30/2003	0	50.00	0.00	\$ 0.00
Claims over 3	10/30/2003	1	210.00	43.00	\$ 167.00
Issue Fee	10/12/2004	n/a	1,440.00	685.00	\$ 755.00
Publication Fee	10/12/2004	n/a	300.00	300.00	\$ 0.00
TOTAL					\$1,547.00

Applicant hereby respectfully requests that the PTO accept the deficiency payment of \$1,547.00 that is due in relation to the filing fees, excess claim fees, issue fee and publication fee that was filed for application serial no. 10/435,215, and which inadvertently claimed the benefit of small entity status. The United States Patent and Trademark Office is hereby authorized to charge \$1,547.00 to the credit card listed on the enclosed Credit Card Charge Form. The Commissioner is hereby authorized to charge any deficiency in the amount due or credit any overpayment to Deposit Account No. 50-2240.

The undersigned registered patent attorney represents that he is authorized to act in a representative capacity for the above-identified applicant(s).

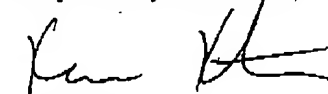
I hereby certify that this correspondence is being facsimile transmitted to the USPTO, Central Number at (571) 273-8300 on the date shown below


(Signature)

Joy C. Nun
(Printed Name of Person Signing Certificate)

May 9, 2008
(Date)

Respectfully submitted,


Ken J. Koestner
Attorney for Applicant(s)
Reg. No. 33,004

KOESTNER BERTANI LLP

2192 MARTIN ST.
SUITE 150
IRVINE, CA 92612
TEL (949) 251-0250
FAX (949) 251-0250